

Case Nos.: MJ 14-00030 JPD
USDC/DWY: 14-CR-27-F
MEMORANDUM OF LAW RE:
CLERK OF COURT IS AN OFFICER

TO: Office of Chief Judge
U.S. District Court
700 Stewart Street
Seattle 98101
Washington State, USA

FROM: Paul Andrew Mached, B.A., M.S.
FDC SeaTac Reg. No. 44202-086, Unit "EF"

SUBJECT: Laws requiring Clerk's authorized signature on a valid subpoena

1. Judges and Justices are "officers".
proof: see 5 U.S.C. 2104(a)
2. Clerk of Court is appointed by the District Court. proof: see 28 U.S.C. 751, to wit:
"each district court may appoint a Clerk"
3. Clerk of Court is therefore an "officer" too.
proof: see 5 U.S.C. 2104(a)(1)(B), to wit:
"appointed by a Court of the United States"
4. An "officer" must file a second affidavit with the oath of office required by 5 U.S.C. 3331.
proof: see 5 U.S.C. 3332: officer affidavit
"no consideration paid for appointment"
5. An "officer" may not be paid until the affidavit required by 3332 has been filed!
proof: 5 U.S.C. 5507

6. The Court is the legal custodian of all SF-61 APPOINTMENT AFFIDAVITS for Court personnel. proof: 5 U.S.C. 2906, to wit: "Court to which the office pertains"
7. Office of Clerk must have legal custody of all SF-61s for all Court officers. proof: 28 U.S.C. 951 (duties of Clerk)
8. If Clerk's Office does not have custody of the SF-61 for the person in the Clerk's position, then 28 U.S.C. 1691 cannot be satisfied: Clerk's authorized signature and the Court's official seal are both required.

Relevant Authorities: In re Simon,
297 F. 992 (2nd Cir. 1924); 28 U.S.C. § 1691,
28 U.S.C. § 1691 (all case law thereunder).

VERIFICATION: 28 U.S.C. 1746

I, Paul Andrew Mitchell, B.A., M.S., hereby ~~swear~~ ~~and~~ ~~affirm~~ ~~and~~ ~~declare~~ ~~on my honor~~ ~~of the United States of America, without~~ ~~(outside) the United States (federal government)~~ that the above statement of facts is true and correct, according to the best of my current information, knowledge and belief, so help me God.

Dated: 2/10/2014 A.D.

Signed: Paul Andrew Mitchell, B.A., M.S.

Printed: Paul Andrew Mitchell, Sui Juris
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FEDERAL DETENTION CENTER
NAME: Paul Andrew Mitchell
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14-CR-27-F
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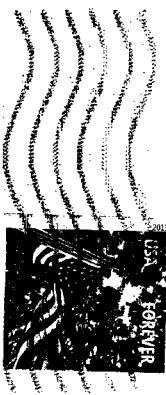
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14-CR-27-F
(USDC/Dwy)

Thank you,

FEDERAL DETENTION CENTER
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(CJSDC/Dwy)

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PROJECTS FOR INSPECTED BY THE
CHIEF INSPECTOR FOR WHICH THIS
REPORT IS MADE ON THE LETTERS FOR
REVIEW AND APPROVAL.
VIA AIR MAIL TO THE DIRECTOR,
FEDERAL BUREAU OF INVESTIGATION,
U.S. DEPARTMENT OF JUSTICE,
WASHINGTON, D.C.
ENCLOSURE TO THE ABOVE ADDRESS.

thank you.